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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(211.001-D3-US)****In re Application of: FAZAN ET AL.**

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Serial No: 10/724,648

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) Group Art Unit: 2814

Filing Date: DECEMBER 1, 2003

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) Examiner: LOUIE, WAI SING

Title: SEMICONDUCTOR DEVICE

)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321**Dear Sir:**

The owner, Innovative Silicon S.A., of the entire right, title and interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of any patent granted on pending U.S. Patent Application No. 10/724,377, filed on November 28, 2003 (hereinafter the "Second U.S. Patent Application"), as such term is defined in 35 U.S.C. §§ 154 and 173, and as the term of any patent granted on the Second U.S. Patent Application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the Second U.S. Patent Application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the Second U.S. Patent Application are commonly owned. This agreement runs with any

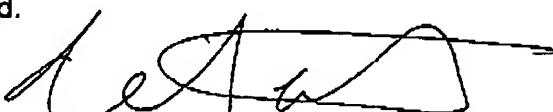
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The undersigned is an attorney of record.

Date: February 3, 2005



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